

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2003-358-C - ORDER NO. 2005-265
MAY 20, 2005

IN RE: Proceeding to Address Public Interest Pay Telephones in South Carolina.))))	ORDER GRANTING MOTIONS FOR ADMISSION PRO HAC VICE
---	------------------	--

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motions of Marc A. Lindsey, Esquire, Laura F. H. McDonald, Esquire, and Stephen J. Rosen, Esquire, for Admission to practice before the Commission *pro hac vice* on behalf of The Women's Shelter and on the Motion of Scott Elliott, Esquire, for Admission of William R. L. Atkinson, Esquire, to practice before the Commission *pro hac vice* on behalf of United Telephone Company of the Carolinas and Sprint Payphone Services, Inc. (collectively, Sprint). Lindsey, McDonald and Rosen petition to appear before the Commission as counsel for The Women's Shelter and Atkinson petitions to appear before the Commission as counsel for Sprint in the hearing for Docket No. 2003-358-C, which is the generic proceeding to address public interest pay telephones in South Carolina. This hearing was held on May 18, 2005.

Lindsey, McDonald and Rosen are attorneys who practice with the law firm of Levine, Blaszak, Block & Boothby, LLP in Washington, DC, and are members in good standing of the District of Columbia bar, according to the Motions. Further, Lindsey is a member of the North Carolina bar and the bars of a number of Federal Courts. McDonald

is a member of the Virginia bar and the bars of a number of Federal Courts also. Rosen is a member of the Maryland bar and also the bars of a number of Federal Courts. Local counsel of record associated with Lindsey, McDonald and Rosen is Susan B. Berkowitz, Esquire, of South Carolina Appleseed Legal Justice Center. Further, Lindsey, McDonald and Rosen have included affirmations that they will comply with the applicable statutes, law and procedural rules of the State of South Carolina, that they are familiar with and will comply with the South Carolina Rules of Professional Conduct, and that they will submit to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct. The Deputy Clerk for Bar Admissions has certified receipt of their filing and that their filing fees have been paid.

The Motion of Scott Elliott, local counsel for Sprint, for Admission of Atkinson *pro hac vice* asserts that a verified application for admission of Atkinson *pro hac vice* has been filed with the South Carolina Supreme Court and that the Deputy Clerk for Bar Admissions has certified receipt of the filing and that the filing fee has been paid. Further, Mr. Elliott's Motion asserts that the provisions set forth in SCARC 404 have been satisfied, and therefore, requests the Motion be granted.

It appears to this Commission that the proper *pro hac vice* applications have been filed and that the necessary affirmations have been made. We believe that the Motions for admission to practice *pro hac vice* before the Commission at the hearing in Docket No. 2003-358-C should be granted, and so ruled at the Commission meeting of May 17, 2005.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Marc A. Lindsey, Laura F. H. McDonald and Stephen J. Rosen are members in good standing of the District of Columbia Bar. Upon their Motions, they have moved for their *pro hac vice* admission to practice before the Commission at the hearing on Docket No. 2003-358-C, which was held on May 18, 2005.

2. Scott Elliott, Esquire, has moved for the *pro hac vice* admission of William R. L. Atkinson to practice before the Commission at the hearing on Docket No. 2003-358-C, which was held on May 18, 2005.

3. Proper applications have been filed, the filing fees have been paid and the necessary affirmations have been made, as required by SCACR 404.

4. Lindsey, McDonald, Rosen and Atkinson have associated South Carolina counsel.

5. The Motions for *pro hac vice* admission in this proceeding should be granted.

ORDER

The Motions of Marc A. Lindsey, Laura F. H. McDonald and Stephen J. Rosen for *pro hac vice* admission to practice before the Public Service Commission of South Carolina at the hearing on Docket No. 2003-358-C is granted, and the Motion of Scott Elliott for *pro hac vice* admission of William R. L. Atkinson to practice before the Public Service Commission of South Carolina at the hearing on Docket No. 2003-358-C is granted.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman

(SEAL)